

Christopher J. Borders (SBN: 135901)
Casey A. Hatton (SBN: 246081)
HINSHAW & CULBERTSON LLP
One California Street, 18th Floor
San Francisco, CA 94111
Telephone: 415-362-6000
Facsimile: 415-834-9070

Attorneys for Plaintiff and Counter-Defendant
INTERSTATE FIRE & CASUALTY COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO/OAKLAND DIVISION

INTERSTATE FIRE & CASUALTY
COMPANY,

Plaintiff,

vs.

UNITED NATIONAL INSURANCE
COMPANY, and DOES 1 - 10,

Defendants.

Case No. CV 07-04943 MHP

**NOTICE OF HEARING ON MOTION FOR
SUMMARY JUDGEMENT**

Date: August 18, 2008

Time: 2:00 P.M.

Courtroom: 15

UNITED NATIONAL INSURANCE
COMPANY,

Counterclaimant,

vs.

INTERSTATE FIRE & CASUALTY
COMPANY and ROES 1 - 10,

Counter-Defendants.

Complaint Filed: August 21, 2007

Counterclaim Filed: October 1, 2007

TO DEFENDANT/COUNTERCLAIMANT AND ITS ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that on August 18, 2008, at 2:00 p.m., or as soon thereafter as
counsel may be heard by the above-entitled Court, located at Courtroom 15, 450 Golden Gate
Avenue, San Francisco, CA 94102, Plaintiff/Counter-Defendant Interstate Fire & Casualty Company
will and hereby does move the Court for summary judgment on the ground that there is no genuine

1 issue as to any material fact and that the moving party is entitled to judgment as a matter of law on
2 the grounds that a claim was reported to United National during its policy period, thereby triggering
3 United National's duty to defend and indemnify the parties' mutual insured.

4 This motion is based upon this Notice of Motion and Motion, the accompanying
5 Memorandum of Points and Authorities, the Declarations of Jennifer Green, the parties' Joint
6 Statement of Undisputed Facts, including all documents attached thereto, all pleadings and papers on
7 file in this action, and upon such others matters as may be presented to the Court at the time of the
8 hearing.

9
10 DATED: July 21, 2008

HINSHAW & CULBERTSON LLP

11
12 */s/ Christopher J. Borders*

/s/ Casey A. Hatton

13 CHRISTOPHER J. BORDERS

CASEY A. HATTON

14 Attorneys for Plaintiff and Counter-Defendant
15
16
17
18
19
20
21
22
23
24
25
26
27
28